

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 8/26/10

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE APPLICATION OF CBS RADIO, INC.,

Related to

UNITED STATES OF AMERICA v.
AMERICAN SOCIETY OF COMPOSERS,
AUTHORS AND PUBLISHERS

09 Civ. 7075 (DLC) (MHD)

ECF CASE

41 Civ. 1395 (DLC)

STIPULATION AND ORDER OF DISMISSAL

WHEREAS, the parties have reached a complete settlement of the issues raised in the above-captioned proceeding;

IT IS HEREBY ORDERED THAT:


1. The Application brought by the American Society of Composers, Authors and Publishers for Determination of Reasonable License Fees for Performances via Non-Simulcast Internet and Wireless Transmissions by CBS Radio, Inc., dated May 7, 2009, is **DISMISSED WITH PREJUDICE** for periods through December 31, 2009, and **DISMISSED WITHOUT PREJUDICE** for the period commencing January 1, 2010, and with each side to bear its own attorneys' fees and costs.
2. This Stipulation and Order can be executed via facsimile and in counterpart copies.
3. This proceeding shall be marked **CLOSED** by the Clerk.

So ordered.

Amie C. He
August 26, 2010

Dated: New York, New York
August 25, 2010

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

By: 
David Leichtman (DL 7233)
Hillel I. Parness (HP 1638)
499 Park Avenue
New York, New York 10022
(212) 980-7400
hiparness@rkmc.com
dleichtman@rkmc.com


-and-

Richard H. Reimer (RR 7878)
Christine Pepe (CP 5688)
ASCAP
One Lincoln Plaza
New York, New York 10023
(212) 621-6200
rreimer@ascap.com
cpepe@ascap.com

*Attorneys for American Society of
Composers, Authors and Publishers*

Dated: New York, New York
August 25, 2010

WEIL, GOTSHAL & MANGES LLP

By: 
R. Bruce Rich (RBR-0313)
Heather R. Solow (HRS-8680)
767 Fifth Avenue
New York, NY 10153
(212) 310-8000
r.bruce.rich@weil.com
heather.solow@weil.com

*Attorneys for CBS Radio Inc. and LastFM
Limited*

SO ORDERED.

Dated: New York, New York
_____, 2010

DENISE COTE
United States District Judge 